## STATE OF ILLINOIS SECRETARY OF STATE SECURITIES DEPARTMENT

IN THE MATTER OF: LUXMAN TRADING CONCEPTS,

ITS OFFICERS, DIRECTORS,

EMPLOYEES, AFFILIATES, SUCCESSORS, )

AGENTS AND ASSIGNS,

)File No. 1000287

)

NOTICE OF HEARING

TO THE RESPONDENT:

Luxman Trading Concepts
4712 Admiralty Way, Suite 185
Marina Del Ray, California 90292

You are hereby notified that pursuant to Section 11.F of the Illinois Securities Law of 1953, [815 ILCS 5/1 et seq.] (the "Act") and 14 Ill. Adm. Code 130, Subpart K, a public hearing will be held at 300 West Jefferson Street, Suite 300A, Springfield, Illinois 62702, on the 17<sup>th</sup> day of August, 2011, at the hour of 10:00 a.m., or as soon thereafter as counsel may be heard, before Jon K. Ellis, or such other duly designated Hearing Officer of the Secretary of State.

Said hearing will be held to determine whether an Order of Prohibition should be entered against Luxman Trading Concepts (the "Respondent") in the State of Illinois and granting such other relief as may be authorized under the Act including but not limited to imposition of a monetary fine in the maximum amount pursuant to Section 11 of the Act, payable within ten (10) days of the entry of the Order.

The grounds for such proposed action are as follows:

- That Respondent, Luxman Trading Concepts, is a purported business entity with a last known address of 4712 Admiralty Way, Suite 185, Marina Del Ray, California 90292;
- That on or about July 13, 2009, Respondent Luxman Trading Concepts by and through its Officers, Directors, Employees, Affiliates, Successors, Agents and Assigns, offered and sold to KS, an Illinois resident, a subscriber license agreement for use of the Iridium S & P E-Mini Trading Program ("program") to be used in connection with the trading of electronic futures contracts, for a total amount of \$6,000;
- 3. That on or about August 25, 2010, pursuant to Section 11.C of the Illinois Securities Law of 1953 [815 ILCS 5/1 et seq.] (the "Act"), the Illinois Securities

Department ("Department") sent an inquiry letter ("inquiry letter") to Respondent requiring that a written response be forwarded to the Department within 10 days of receipt;

- 4. That the records of the Department indicate Respondent received aforesaid inquiry letter on September 3, 2010;
- 5. That the Department did not receive a response to the aforesaid inquiry letter within the aforesaid required time period and as of February 9, 2011, no such response had been received by the Department;
- 6. That on or about February 9, 2011, the Department sent a follow up letter and a copy of the aforesaid inquiry letter ("follow up letter") to Respondent, advising Respondent that the Department had not received a timely response to the aforesaid inquiry letter and required said response within 5 days of receipt;
- 7. That the records of the Department indicate Respondent received aforesaid follow up letter and copy of the original inquiry letter on February 17, 2011;
- 8. That the Department did not receive a reply to the aforesaid follow up letter or inquiry letter within the required time period nor has the Department received a response of any kind as of this date;
- 9. That on or about March 22, 2011, the Department attempted to contact the Respondent by phone in this regard and that the Department's representative left a voice mail message identifying himself and the Department and requesting the Respondent to return the phone call to discuss the aforesaid inquiry letters;
- 10. That as of this date, the Department has not received any response or return phone call from Respondent regarding the Department's aforesaid voice mail message;
- 11. That Section 11.C of the Act provides, inter alia, that whenever it shall appear to the Secretary of State, either by complaint or otherwise, that the Act, or any rule or regulation prescribed under authority thereof, has been or is about to be violated, he or she may, in his or her discretion require the person to file with the Secretary of State a statement in writing as to all the facts and circumstances concerning the subject

matter which the Secretary of State believes to be in the public interest to investigate and conduct an investigation as necessary or advisable for the protection of the interests of the public;

- That Section 12.D of the Act provides, inter alia, that it shall be a violation of the Act for any person to fail to file with the Secretary of State any document or application required to be filed under the provisions of the Act;
- That at all times relevant hereto, Respondent Luxman Trading Concepts by and through its Officers, Directors, Employees, Affiliates, Successors, Agents and Assigns, failed to file a response to the aforesaid inquiry letter with the Department pursuant to the Department's lawful investigation of this matter and as required by the Act;
- 14. That by virtue of the foregoing, Respondent Luxman Trading Concepts by and through its Officers, Directors, Employees, Affiliates, Successors, Agents and Assigns, has violated Section 12.D of the Act;
- 15. That Section 11.E(2) of the Act provides, inter alia, that if the Secretary of State shall find that any person has violated subsection D of Section 12 of the Act, the Secretary of State may by written order prohibit the person from offering or selling any securities in this State;
- 16. That Section 11.E(4) of the Act provides, inter alia, that if the Secretary of State, after finding that any provision of the Act has been violated, may impose a fine as provided by rule, regulation or order not to exceed \$10,000.00 for each violation of the Act, as well as an order of public censure and the costs of investigation and reasonable expenses;
- That by virtue of the foregoing, Respondent Luxman Trading Concepts by and through its Officers, Directors, Employees, Affiliates, Successors, Agents and Assigns, is subject to a fine of up to \$10,000.00 per violation, costs of investigation, reasonable expenses, an order of censure, and an order which permanently prohibits the Respondent from offering or selling securities in the State of Illinois.

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You are further notified that you are required pursuant to Section 130.1104 of the Rules and Regulations (14 Ill. Adm. Code 130) (the "Rules"), to file an answer to the allegations outlined above or a Special Appearance pursuant to Section 130.1107 of the Rules, or other responsive pleading within thirty days of the receipt of this notice. Your failure to do so within the prescribed time shall be deemed an admission of the allegations contained in the Notice of Hearing and waives your right to a hearing.

Furthermore, you may be represented by legal counsel; may present evidence; may cross-examine witnesses and otherwise participate. A failure to so appear shall constitute default.

Delivery of notice to the designated representative of any Respondent constitutes service upon such Respondent.

Dated this 8th day of MML, 2011

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Secretary of State State of Illinois

Attorney for the Secretary of State: Johan Schripsema Illinois Securities Department 350 Seright, Suite C Harrisburg, Illinois 62946 Telephone (618) 253-2007

Hearing Officer: Jon K. Ellis 1035 South 2<sup>nd</sup> Street Springfield, Illinois 62704 Telephone (217) 528-6835 Fax: (217) 528-6837